



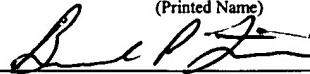
Atty. Dkt. No. 032026-0594

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clark R. Landis et al.
Title: DIAZAPHOSPHACYCLES
Appl. No.: 09/911,367
Filing Date: 07/23/2001
Examiner: Jon D. Epperson
Art Unit: 1639

1639

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

Bernard P. Friedrichsen
(Printed Name)

(Signature)
September 22, 2005
(Date of Deposit)

REPLY TO NOTICE UNDER 37 CFR 1.251 TO RECONSTRUCT FILE

MAIL STOP RECONSTRUCTION
Commissioner for Patents
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Alexandria, VA 22313-1450

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Sir:

TECH CENTER 1600/2900

This communication is in reply to a Notice under 37 CFR 1.251 mailed on September 1, 2005, initiating the reconstruction of the above-referenced patent application file. The statutory period for reply to this Notice expires on March 1, 2006. Accordingly, this reply is timely filed.

The undersigned hereby states that the copies being submitted with this Statement are a complete and accurate copy of applicant's records of all correspondence between the Office and the applicant for the above-referenced case.

The issue fee was paid for this application and was received by the Patent and Trademark Office on April 2, 2004. This application is in condition to issue. It is respectfully requested that the Issue Notification be transmitted in the near future.

Please note that the original PTA due this application was incorrect and a Request for Reconsideration of Patent Term Adjustment Determination was filed on February 20, 2004, prior to payment of the issue fee. Please recalculate PTA based on the specifics set forth in that communication and add the number of days to account for the delay caused by the loss of the file by the United States Patent and Trademark Office.

It is believed that there are currently no fees due for this application. However, if the Patent and Trademark Office determines that any fees are due, the Commissioner is hereby authorized to charge any fees which may be required regarding this application to Deposit Account No. 50-2350.

Respectfully submitted,

By 

Date September 22, 2005

FOLEY & LARDNER LLP
Customer Number: 23524
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Bernard P. Friedrichsen
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ATTN: Deborah Dotson



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FORM PTO-2055-B (REV. 11/2000)

Approved for use through xx/xx/xxxx. OMB 0651-0031
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Please Patent No.: _____

Patentee: _____

Patent Date: _____

Application No.: 09/911,367

Filing Date: July 23, 2001

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NOTICE UNDER 37 CFR 1.251 - Patent

Statement (check the appropriate box):

- The copy submitted with this reply is a complete and accurate copy of patentee's record of all of the correspondence between the Office and the patentee for the above-identified patent (except for U.S. patent documents), and patentee is not aware of any correspondence between the Office and patentee for the above-identified patent that is not among patentee's records.
- The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of patentee's record of such paper(s).
- The papers produced by patentee are patentee's complete record of all of the correspondence between the Office and the patentee for the above-identified patent (except for U.S. patent documents), and patentee is not aware of any correspondence between the Office and the patentee for the above-identified patent that is not among patentee's records.
- Patentee does not possess any record of the correspondence between the Office and the patentee for the above-identified patent.

9/22/2005
Date


Signature

Bernard P. Friedrichsen

Typed or printed name

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.